

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK  
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UNITED STATES OF AMERICA,

-against-

MEMORANDUM AND ORDER  
10-CR-674(S-2)(DRH)

TIMOTHY FAISON, a/k/a  
"SHABAZ,"

Defendant.

-----X  
A P P E A R A N C E S:

For the Government:

Loretta Lynch  
United States Attorney  
Eastern District of New York  
Central Islip, New York 11722  
By: Raymond A. Tierney, A.U.S.A.  
Tali Farhadian, A.U.S.A.

For Defendant:

Timothy Faison, Pro Se  
#76325-053  
Queens Detention Facility  
182-22 150<sup>th</sup> Avenue  
Jamaica, New York 11413

Leonard Lato, Esq.  
Stand-by Counsel  
320 Carlton Avenue  
Suite 4200  
Central Islip, New York 11722

HURLEY, Senior District Judge

Defendant's motions for a judgment of acquittal or, alternatively, for a new trial, as well as his motion for an arrest of judgment, brought pursuant to Federal Rules of Criminal Procedure 29, 33 and 34 respectively, are denied. Accordingly the government and the defendant are directed to be ready to proceed to sentence at the time and on the date previously scheduled, to wit 10:30 a.m. on February 1, 2012.

As will be explained by the Court immediately prior to the imposition of sentence, each of the motions is timed barred and, in any event, lacks merit.

SO ORDERED.

Dated: January 25, 2012  
Central Islip, New York 11722

/S/  


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DENIS R. HURLEY, U.S.D.J.